

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Administrative Meeting
1150 Bayview, Petoskey, MI 49770
October 22, 2000
9:30 a.m.

Executive Session: Yes

Called to Order: Meeting was called to order at 9:32a.m.

Council Present: Chairman Gerald V. Chingwa, Vice-Chairman George Anthony, Treasurer Rita Shananaquet, Secretary Dorothy Gasco, Councilor Alice Yellowbank, Councilor Janet Shomin, Councilor Susan Wysocki

Council Absent: none

Staff Present: See attached list

Guests: See attached list

Motion made by **Councilor Anthony** and **Supported** by **Councilor Yellowbank** to adopt the Agenda as presented and amended.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Gasco** to adopt the minutes of the Administrative Session of October 08, 2000 as corrected.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shananaquet** to approve the Tribal Chairman's report as presented.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to postpone the Tribal Administrators Report until after 1:00 p.m.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Shananaquet** to approve stipend, per diem, and mileage for Councilor Anthony to attend the CORA meeting on October 26, 2000.

Vote: 7 Yes 0 No 1 Abstained (**Anthony**) 0 Absent

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Shananaquet** to accept the Education Report from the Education Commission and place it on the next Administrative Session to be held on November 5, 2000.

Vote: 6 Yes 0 No 1 Abstained (**Yellowbank**) 0 Absent

Motion Carried

Recess: 11:00 a.m. meeting reconvened at 11:22 a.m.

1 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** to
2 postpone Ronnie Olson, Victories General manager report until after the Executive
3 Session on the Agenda.

4 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

5 **Motion Carried**

6
7 **Public Comment:** Called at 11:33 a.m. Comments provided by Tribal Members Janet
8 Shomin, Dexter McNamara and Eva Fidaro

9 **Public Comment:** Closed at 11:41 a.m.

10
11 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Yellowbank**
12 to approve a loan of \$250,000 to the Housing Department for the housing development
13 from the Enterprise Fund to be repaid when the funds are released from the Rural
14 Development Fund.

15 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

16 **Motion Carried**

17
18 **Motion** made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to
19 approve the request from the Housing Commission meeting held on October 16, 2000,
20 for an internal audit of the program status.

21 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

22 **Motion Carried**

23
24 **Recess:** Called at 2:49 p.m. Meeting reconvened at 3:01 p.m.

25
26 **Motion** made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to
27 postpone the consideration of hiring 2 part-time police officer positions under the COPS
28 tribal Resources Grant 2000, until further information is obtained from the Tribal
29 Administrator and Chief of Police.

30 **Vote:** 1 Yes 5 No (**Chingwa, Anthony, Gasco, Yellowbank, Shananaquet**) 1
31 Abstained (**Wysocki**) 0 Absent

32 **Motion Carried**

33
34 **Motion** made by **Councilor Gasco** and **Supported** by **Councilor Shananaquet** to
35 approve Police Department mass mailing for Law Enforcement to recruit more Tribal
36 Members with resume's going to Human Resources not directly to Law Enforcement.

37 **Vote:** 5 Yes 1 No (**Shomin**) 1 Abstained (**Wysocki**) 0 Absent

38 **Motion Carried**

39
40 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Gasco** that
41 Tribal Council will assume all costs incurred associated with the first 5 homes under the
42 Single Family Home Ownership program until payment is made in full to National City
43 Bank.

44 **Vote:** 6 Yes 1 No (**Shomin**) 0 Abstained 0 Absent 0

45 **Motion Carried**

46
47 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** to
48 delegate responsibility of qualifying Tribal Members in the Single Family Home
49 Ownership Program to the LTBB Housing Department.

50 **Vote:** 6 Yes 1 No (**Shomin**) 0 Abstained 0 Absent 0

51 **Motion Carried**

Motion made by **Councilor Gasco** and **Supported** by **Councilor Wysocki** to approve the Gaming Administration Budget Modification #1 as presented. 10-05-00-01 budget Modifications.

Vote: 5 Yes 1 No (**Shananaquet**) 0 Abstained 1 Absent (**Shomin**)

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Yellowbank** that Tribal Council will follow Little Traverse Bay Bands of Odawa Indians Travel Policy & Procedures Guidelines that are on place for all government travel.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Recess: Called at 4:19 p.m. Meeting reconvened at 4:32 p.m.

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to approve Indirect Rate of 31.67% of all Programs that do not have indirect costs.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to approve budget Modification for BIA 638 finds for 2000 as presented.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Gasco** to adopt **Resolution #10220001** to authorize Chairman Chingwa to execute the note and related loan documents.

Vote: 6 Yes 1 No (**Shomin**) 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Yellowbank** to adopt **Resolution #10220002** to authorize chairman Chingwa to sign for the \$475,000.00 down payment for 5 homes.

Vote: 6 Yes 1 No (**Shomin**) 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** to appoint John Bott to the Economic Development commission for a 3-year term.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Shananaquet** to appoint Dexter McNamara to the Economic Development Commission for a 3-year term.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to approve all Commissions, Committee and Boards stipend rate of \$75.00 per meeting.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to add commission, committees and Boards stipend rate of \$475.00 per meeting on the next Administrative Session to be held on November 05, 2000.

Vote: 5 Yes 0 No 0 Abstained 2 Absent (**Shananaquet, Gasco**)

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Yellowbank** to appoint Councilor Gasco to the Economic Development Commission for a 3-year term.

Vote: 4 Yes 2 No (**Shomin, Shananaquet**) 1 Abstained (**Yellowbank**) 2 Absent (**Shananaquet, Gasco**)

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to place on the Legislative Calendar to approve to make appointments of commissioners to the Economic Development Commission considered under Immediate action, to lose the interest of candidates.

Vote: 6 Yes 0 No 0 Abstained 1 Absent (no name recorded)

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to approve to make appointments of commissioners to the Economic Development Commission considered under Immediate action, to lose the interest of candidates.

Vote: 6 Yes 1 No (no indication of who absent) 0 Abstained 0 Absent

Motion Carried

Recess: 5:41 p.m. Meeting reconvenes at 5:46 p.m.

Motion made by **Councilor Anthony** and **Supported** by **Councilor Yellowbank** to accept the amendments to Economic Development Commission Statute #1996007 and Amendment to Economic Development Commission Statute #200012.

Vote: 6 Yes 1 No (**Shananaquet**) 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** to appoint Robert Martell to the Economic Development Commission for a 2-year term.

Vote: 6 Yes 0 No 1 Abstained (**Shomin**) 0 Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Shananaquet** to appoint Cheryl Wood to the Economic Development Commission for a 2-year term.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Wysocki** and **Supported** by **Councilor Shomin** to appoint Wesley Andrews to the Economic Development Commission for a 2-year term.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

1 **Motion Carried**

2
3 **Motion** made by **Councilor Shomin** and **supported by Councilor Wysocki** to accept
4 the Economic Development Commission Budget.

5 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

6 **Motion Carried**

7
8 **Motion** made by **Councilor Gasco** and **Supported by Councilor Anthony** to enter into
9 Executive Session at 5:55 p.m. for legal reasons.

10 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

11 **Motion Carried**

12
13 **Open Meeting resumes at 6:02 p.m.**

14
15 **Motion** made by **Councilor Shananaquet** and **Supported by Councilor Anthony** to
16 approve the investment Policy #200013.

17 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

18 **Motion Carried**

19
20 **Motion** made by **Councilor Shomin** and **Supported by Councilor Shananaquet** to
21 postpone Omnibus Commission Statutes & Amendments until the next Legislative
22 Session to be held on November 19, 2000.

23 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

24 **Motion Carried**

25
26 **Motion** made by **Councilor Shomin** and **Supported by Councilor Shananaquet** to
27 postpone Whistle Blowers Act until the next Administrative Session to be held on
28 November 05, 2000.

29 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

30 **Motion Carried**

31
32 **Motion** made by **Councilor Shomin** and **Supported by Councilor Anthony** to approve
33 the Open Meetings Act effective immediately with markups.

34 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

35 **Motion Carried**

36
37 **Motion** made by **Councilor Shomin** and **Supported Anthony** by to remove the
38 Advisory Planning Commission Statute from the Legislative Calendar.

39 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

40 **Motion Carried**

41
42 **Motion** made by **Councilor Anthony** and **Supported by Councilor Gasco** to remove
43 the Police Commissioner from the Legislative.

44 **Vote:** 4 Yes 2 No (**Shomin, Shananaquet**) 1 Abstained (**Wysocki**) 0 Absent

45 **Motion Carried**

46
47 **Public Comment:** Called at 6:34 p.m. Comments provided by Tribal Member Gary
48 Shomin.

49 **Public Comment:** Closed at 6:35 p.m.

1 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Gasco** to
2 postpone and place the Tribal Council Oversight of Government Operations Resolution
3 on the next legislative session on November 19, 2000.

4 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

5 **Motion Carried**

6
7 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to
8 pay Tribal Council Stipends for Saturday October 21, 2000.

9 **Vote:** 3 Yes 4 No (**Chingwa, Antony, Wysocki, Yellowbank**) 0 Abstained 0
10 Absent

11 **Motion Failed**

12
13 **Motion** made by **Councilor** and **Supported** by **Councilor** to pay Councilor Shomin
14 Training Stipend for Saturday, October 21, 2000 to attend Peacemaking Training.

15 **Vote:** 5 Yes 1 No (**no name given**) 0 Abstained 0 Absent

16 **Motion Carried**

17
18 **Motion** made by **Councilor Anthony** and **Supported** by **Councilor Gasco** to adjourn
19 at 7:09 p.m.

20 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

21 **Motion Carried**

22
23
24
25 **These Minutes have been read and approved as written:**

26 **Approved:**

27
28
29
30 _____
Dorothy Gasco, Tribal Council Secretary

31 _____
Date